THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, JUNE 7, 2005
AT 9:00 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

Table of Contents

CHRONOLOGY OF THE MEETING 2

ATTENDANCE DURING THE MEETING 3

NON-AGENDA COMMENT 4

COUNCIL COMMENT 8

CITY MANAGER COMMENT 8

CITY ATTORNEY COMMENT 9

ITEM-60: Two actions related to Amendment No. 3 to the Agreement with Lee & Ro, Inc. for Design Services for Point Loma Wastewater Treatment Plant Grit Improvement Project 9

ITEM-104: Two actions related to Inviting Bids for the Construction of San Diego River Wetland Creation Project – Phase B (Revised) 11

ITEM-330: Two actions related to Carmel Valley Public Facilities Financing Plan and Facilities Benefit Assessment FY 2006 13

ITEM-331: Linda Vista Housing Rehabilitation Loan Program 14

ITEM-332: Fiscal Year 2005 – 2006 Tax and Revenue Anticipation Notes 15

ITEM-333: Two actions related to Rancho Encantada Public Facilities Financing Plan and Facilities Benefit Assessment FY 2006 16

ITEM-S500: Two actions related to Fiscal Year 2005 Year-End Financial Status and Budget Adjustments 17

NON-DOCKET ITEMS 18

ADJOURNMENT 19

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Murphy at 10:10 a.m.

Mayor Murphy congratulated and introduced participants and winners of the eighth annual Coca-Cola Zero Rock 'n' Roll Marathon held Sunday, June 5, 2005. Mayor Murphy announced that there were a total of 20,410 people who entered, and 17,113 who finished. The race started at 6th and Palm, and finished 26.2 miles later at the Marine Corps Recruit Depot. Mayor Murphy presented the Mayor's Trophies to recognize San Diego residents Hilary Corno who placed 12th overall; Matthew Stohl who placed 22nd overall; runner and San Diego City employee Elizabeth Shearer-Nguyen who works in Development Services; San Diego City employee David Kloz, an accountant in the Auditor and Comptroller's Office who placed 16th overall; and to City Attorney Mike Aguirre who has finished all eight Rock 'n' Roll Marathons.

The meeting was recessed by Mayor Murphy at 11:27 a.m. for the purpose of a break. Mayor Murphy reconvened the meeting at 11:43 a.m. with Council Member Peters, Deputy Mayor Zucchet, and Council Member Inzunza not present, and then immediately recessed the regular meeting to convene the Housing Authority and the Redevelopment Agency thereafter. Mayor Murphy reconvened the regular meeting at 11:46 a.m. with Council Member Peters, Deputy Mayor Zucchet, and Council Member Inzunza not present. The meeting was recessed by Mayor Murphy at 11:47 a.m. to reconvene the Housing Authority and the Redevelopment Agency thereafter. Mayor Murphy convened the Budget Review Committee at 11:52 a.m., recessed at 12:01 p.m., to reconvene the regular meeting at 2:00 p.m.

The meeting was reconvened by Mayor Murphy at 2:06 p.m. with Council Member Peters, Deputy Mayor Zucchet and Council Member Inzunza not present. Mayor Murphy welcomed the First Graders from La Jolla Elementary School. Mayor Murphy recessed the meeting at 2:10 p.m. to reconvene the Budget Review Committee and the Redevelopment Agency. Mayor Murphy reconvened the meeting at 7:04 p.m. with Council Member Peters and Council Member Inzunza not present. Mayor Murphy adjourned the meeting at 8:21 p.m. into Closed Session immediately thereafter to discuss pending and potential litigation and meet and confer matters.

ATTENDANCE DURING THE MEETING:

(M) Mayor Murphy-present

(1) Council Member Peters-not present

(2) Council Member Zucchet-present

(3) Council Member Atkins-present

(4) Council Member Young-present

(5) Council Member Maienschein-present

(6) Council Member Frye-present

(7) Council Member Madaffer-present

(8) Council Member Inzunza-present

Clerk-Maland (pr/er)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Maland called the roll:

(M) Mayor Murphy-present
(1) Council Member Peters-not present
(2) Council Member Zucchet-not present
(3) Council Member Atkins-present
(4) Council Member Young-present
(5) Council Member Maienschein-present
(6) Council Member Frye-present
(7) Council Member Madaffer-present
(8) Council Member Inzunza-not present

NON-AGENDA COMMENT:

PUBLIC COMMENT-1:

Comment by Jamie Minotti regarding the Human Relations Commission, and thanking Mayor Murphy for bringing together such a diverse group.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:23 a.m. – 10:30 a.m.)

PUBLIC COMMENT-2:

Comment by Don Stillwell regarding prayer, the Ten Commandments, and the Mt. Soledad Cross.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:30 a.m. – 10:33 a.m.)

PUBLIC COMMENT-3:

Comment by Sue Moore regarding the City process for public land transactions.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:33 a.m. – 10:36 a.m.)

PUBLIC COMMENT-4:

Comment by Hud Collins regarding the City Attorney, the City Council, and the Mayor.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:36 a.m. – 10:39 a.m.)

PUBLIC COMMENT-5: **REFERRED TO THE CITY MANAGER**

Comment by Sean Reed regarding City compliance with disabled parking fines.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:39 a.m. – 10:43 a.m.)

PUBLIC COMMENT-6:

Comment by Ron Boshun regarding Council actions.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:44 a.m. – 10:48 a.m.)

PUBLIC COMMENT-7:

Comment by Nghiep Le regarding the multi-cultural storefront in his community, and that he hopes it can remain open.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:48 a.m. – 10:49 a.m.)

PUBLIC COMMENT-8:

Comment by Phil Hart regarding budget concerns in the City, and his suggestion to reduce Council Offices budgets.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:49 a.m. – 10:54 a.m.)

PUBLIC COMMENT-9:

Comment by Frank Eaves regarding our "Sister City" Yanti, and the Falon Gong practitioners.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:54 a.m. – 10:57 a.m.)

PUBLIC COMMENT-10:

Comment by Don Hess regarding voting verifications and voting machines.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:57 a.m. – 11:01 a.m.)

PUBLIC COMMENT-11:

Comment by Linda Smith regarding public comments and behaviors.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 11:01 a.m. – 11:03 a.m.)

PUBLIC COMMENT-12:

Comment by Oskar Thorvaldssor regarding citizens in San Diego support of homeless people.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 11:03 a.m. – 11:06 a.m.)

PUBLIC COMMENT-13:

Comment by Richard Agee regarding Council Member Zucchet and Council Member Inzunza.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 11:06 a.m. – 11:10 a.m.)

PUBLIC COMMENT-14:

Comment by Terri Prevost regarding the July Special Election for Mayor.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 11:10 a.m. – 11:14 a.m.)

PUBLIC COMMENT-15:

Comment by Muhammed Abdullah regarding President Bush and the 911 attacks on the World Trade Center.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 11:14 a.m. – 11:17 a.m.)

PUBLIC COMMENT-16:

Comment by Mitchell Berner regarding Tribal funding to the City, for the City's Fire-Rescue Helicopter.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 11:17 a.m. – 11:18 a.m.)

PUBLIC COMMENT-17:

Comment by Reverend Patricia Andrews-Callori regarding the status of Elizabeth Rosita, a former City employee.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 11:19 a.m. – 11:22 a.m.)

PUBLIC COMMENT-18:

Comment by Jim Wade regarding restoring library funding cuts, and his suggestions for revenue enhancements.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 11:22 a.m. – 11:26 a.m.)

PUBLIC COMMENT-19:

Comment by Pedro Moreno suggesting that the City Council recognize Marc Jaffe for bringing the recording of the Council meetings from a "rent a camera day" to the state-of-the-art film crew and studio it is now.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 11:26 a.m. – 11:27 a.m.)

COUNCIL COMMENT:

None.

CITY MANAGER COMMENT:

None.

CITY ATTORNEY COMMENT:

None.

ITEM-60: Two actions related to Amendment No. 3 to the Agreement with Lee & Ro, Inc. for Design Services for Point Loma Wastewater Treatment Plant Grit Improvement Project.

(Point Loma Community Area. District 2.)

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinance in Subitem A, and adopt the resolution in Subitem B:

Subitem-A: (O-2005-126) INTRODUCED, TO BE ADOPTED ON MONDAY, JUNE 20, 2005

Introduction of an Ordinance authorizing the City Manager to execute Amendment No. 3 to the Agreement to re-phase $300,000 of the amount authorized in Amendment No. 2 from FY 2005 to FY2007 for design services in connection with the Grit Processing Improvement Project (the Project).

Authorizing the City Manager to approve a revised phase funding schedule for the Agreement in the following manner, provided that the City Auditor and Comptroller first furnishes a certificate or certificates demonstrating that the funds necessary for expenditure under the Agreement as amended are, or will be, on deposit in the City Treasury, and contingent upon the passage of the FY 2007 Capital Improvement Program budget and Appropriation Ordinance:

Phase 1 - $500,000 FY 2004 (previously authorized by R-297457)

Phase 2 - $300,000 FY 2007 (contingent upon Council approval of the FY 2007 Budget)

Subitem-B: (R-2005-1138) ADOPTED AS RESOLUTION R-300506

Stating for the record that the Third Amendment is a subsequent discretionary approval of the Project addressed in E.I.R. Addendum No. 42-0358 and therefore not a separate project under CEQA Guideline Sections 15060(c)(3) and 15378(c);

Stating for the record that the information contained in EIR Addendum 42-0358, including any comments received during the public review process, has been previously reviewed and considered by this Council and it is determined that this subsequent discretionary approval of the Third Amendment does not involve substantial changes or new information of substantial importance which would warrant any additional environmental review.

CITY MANAGER SUPPORTING INFORMATION:

On December 5, 2000, the City Council approved the original agreement with Lee & Ro, Inc. to provide engineering services for the Grit Processing Improvement Project (GIP) at the Point Loma Wastewater Treatment Plant. Myong H. Ro is the sole shareholder of Lee & Ro, Inc, a California corporation. In January of 2001, a no cost Amendment No. 1 was executed to correct the fee distribution for the scope of work. On December 9, 2002, Resolution R-297457 authorized Amendment No. 2 in the amount of $800,000 for additional engineering design services.

Phase 2 of Amendment No. 2 required an encumbrance of $300,000 prior to the end of FY 2005. This money is not needed at this time due to the funding related delay of the GIP project. Amendment No. 3 is requested to reallocate the encumbrance of the phase 2 funding until FY 2007 when it is anticipated that this money will be needed.

FISCAL IMPACT:

This Amendment will re-phase $300,000 authorized in Amendment No. 2 from FY 2005 to FY 2007. Funding is available from Fund 41508, CIP-45-943.0, and Point Loma - Grit Processing Improvements in FY 2007 for $300,000 contingent upon Council approval of the FY 2007 Capital Improvement Program and Appropriation Ordinance Budgets.

Mendes/Tulloch/AKS

Staff: Jim Wageman – (858) 221-8307
James W. Lancaster – Deputy City Attorney

FILE LOCATION: MEET

COUNCIL ACTION: (Time duration: 8:09 p.m. – 8:18 p.m.)

MOTION BY MAINESCHEIN TO INTRODUCE THE ORDINANCE IN SUBITEM A AND ADOPT THE RESOLUTION IN SUBITEM B. Second by Madaffer. Passed by the following vote: Peters-not present, Zucchet-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-not present, Mayor Murphy-yea.

ITEM-104: Two actions related to Inviting Bids for the Construction of San Diego River Wetland Creation Project – Phase B (Revised).

(See memorandum from Scott Tulloch dated 11/8/2004. Mission Valley Community Planning Area. District 6.)

TODAY'S ACTIONS ARE:

Adopt the following resolutions:

Subitem-A: (R-2005-1140) ADOPTED AS RESOLUTION R-300507

Approving the plans and specifications for the San Diego River Wetland Creation Project-Phase B (Project) for the Metropolitan Wastewater Department, on Work Order No. 754075;

Authorizing the City Manager, after advertising for bids in accordance with law, to award a contract for the Project to the lowest responsible and reliable bidder in an amount not to exceed $528,000, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer;

Authorizing the expenditure of an amount not to exceed $528,000 from Sewer Fund 41506, solely and exclusively, for the purpose of providing funds for the Project and related costs, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds are, or will be, on deposit with the City Treasurer;

Authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves (BID-K05109).

Subitem-B: (R-2005-1143) ADOPTED AS RESOLUTION R-300508

Stating for the record that the approval of the San Diego River Wetland Creation Project is a subsequent discretionary approval of the Project addressed in EIR Project No. 6020 and therefore not a separate project under CEQA Guideline Sections 15060(c)(3) and 15378(c);

Stating for the record that the information contained in EIR Project No. 6020, including any comments received during the public review process, has been reviewed and considered by this Council and it is determined that this subsequent discretionary approval of San Diego River Wetland Creation Project - Phase B does not involve substantial changes or new information of substantial importance which would warrant any additional environmental review.

NATURAL RESOURCES AND CULTURE COMMITTEE'S RECOMMENDATION:

On 11/17/2004, NR&C voted 3 to 0 to approve the City Manager's recommendation. (Councilmembers Frye, Madaffer, and Inzunza voted yea. Councilmember Zucchet not present. District 4-vacant.)

SUPPORTING INFORMATION:

The Metropolitan Wastewater Department (MWWD) regularly implements construction, repair, or maintenance activities in accordance with Council Policy 400-13, Planning for Management of Sewer Facilities Located in Canyons and Other Environmentally Sensitive Lands. This often requires compensatory upland and wetland mitigation for impacts to jurisdictional wetlands and timely restoration of impacts within canyons and other environmentally sensitive areas in accordance with the Canyon Sewer Cleaning and Long-Term Sewer Maintenance Programmatic Environmental Impact Report (PEIR) and Master Permit approved July 15, 2004. Timely mitigation of impacts associated with these activities is also required under the California Environmental Quality Act (CEQA) and by regulatory agencies. Accordingly, this project is proposed to meet these requirements.

The San Diego River Wetland Creation Project involves the creation of 3.4-acres of native riparian habitat located along the southern bank of the San Diego River, west of Interstate 15, and north of Camino Del Rio North to mitigate for past and future impacts within the San Diego River Watershed resulting from the Canyon Sewer Cleaning and Long-Term Sewer Maintenance Program. The conceptual design for the project has been presented to the Mission Valley Unified Planning Committee, and the San Diego River Conservancy, and has been reviewed and approved by the Development Services Department, the Planning Department Multiple Species Conservation Program, the Park and Recreation Department, and the resource agencies.

The project will be implemented in two phases. Phase A, to be implemented under a separate contract, consists of site preparation, installation of erosion control measures, grading, and soil export and disposal. Phase B, the subject of this contract, would include finish grading, installation of an irrigation system, revegetation, and implementation of a long-term maintenance and monitoring period. A construction contract to implement the project will be advertised in accordance with the requirements of the Municipal Code and a contract would be awarded to the lowest responsible bidder.

FISCAL IMPACT:

Funds in the amount of $528,000 were encumbered in FY 2004 in D.E. 2410066 for wetland mitigation. The remaining D.E. balance will be used in future actions.

Mendes/Tulloch/RG

Staff: Mike Elling – (858) 292-6477
James W. Lancaster – Deputy City Attorney

FILE LOCATION: CONT-HABITAT RESTORATION SCIENCES

COUNCIL ACTION: (Time duration: 8:09 p.m. – 8:18 p.m.)

MOTION BY MAINESCHEIN TO ADOPT. Second by Madaffer. Passed by the following vote: Peters-not present, Zucchet-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-not present, Mayor Murphy-yea.

ITEM-330: Two actions related to Carmel Valley Public Facilities Financing Plan and Facilities Benefit Assessment FY 2006.

(See City Manager Report CMR-05-116. Public Facilities Financing Plan and Facilities Benefit Assessment, Fiscal Year 2006 Draft. Carmel Valley Community Area. District 1.)

TODAY'S ACTIONS ARE:

Adopt the following resolutions:

Subitem-A: (R-2005-1230) ADOPTED AS RESOLUTION R-300501

Approving the document entitled "Carmel Valley Public Facilities Financing Plan and Facilities Benefit Assessment, FY 2006".

Subitem-B: (R-2005-1231) ADOPTED AS RESOLUTION R-300502

Resolution of Intention to designate two areas of benefit in Carmel Valley and setting the time and place for holding a public hearing thereon.

LAND USE AND HOUSING COMMITTEE'S RECOMMENDATION:

On 05/25/2005, LU&H voted 3-0 to approve the City Manager's recommendation. (Councilmembers Peters, Atkins, and Frye voted yea. Councilmembers Young and Inzunza not present.)

Staff: Gary Hess – (619) 533-3678

FILE LOCATION: SUBITEMS A & B: STRT-FB 8 (33)

COUNCIL ACTION: (Time duration: 11:46 a.m. – 11:46 a.m.)

MOTION BY ATKINS TO ADOPT. Second by Madaffer. Passed by the following vote: Peters-not present, Zucchet-not present, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-not present, Mayor Murphy-yea.

ITEM-331: Linda Vista Housing Rehabilitation Loan Program.

(See Redevelopment Agency Report RA-05-20/CMR-05-119. Linda Vista Community Area. District 6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2005-1252) ADOPTED AS RESOLUTION R-300503

Finding and determining that the use of Housing Set-Aside Funds outside the Linda Vista Redevelopment Project Area and within the Linda Vista Community Plan Area, pursuant to Section 33670 of the California Community Redevelopment Law, for the purpose of increasing and improving and preserving the City's supply of low-and moderate-income housing available at an affordable housing cost will be of benefit to the Linda Vista Redevelopment Project Area as set forth in Exhibit A.

Aud. Cert. 2501051.

NOTE: See the Redevelopment Agency Agenda of 6/7/2005, for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Time duration: 11:51 a.m. – 11:52 a.m.)

MOTION BY FRYE TO ADOPT. Second by Atkins. Passed by the following vote: Peters-not present, Zucchet-not present, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-not present, Mayor Murphy-yea.

ITEM-332: Fiscal Year 2005 – 2006 Tax and Revenue Anticipation Notes.

(See City Manager Report CMR-05-129.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2005-1250) ADOPTED AS RESOLUTION R-300509

Approving the issuance of Tax and Revenue Anticipation Notes for Fiscal Year 2005 – 2006 in an aggregate principal amount not to exceed the lesser of $185,000,000 or the maximum amount permitted under the Authorizing Law and approval by the City Manager.

Aud. Cert. 2501013.

Staff: Lakshmi Kommi – (619) 236-6928
Mark D. Blake – Deputy City Attorney

FILE LOCATION: MEET

COUNCIL ACTION: (Time duration: 7:04 p.m. – 7:42 p.m.)

MOTION BY MADAFFER TO ADOPT. Second by Zucchet. Passed by the following vote: Peters-not present, Zucchet-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-not present, Mayor Murphy-yea.

ITEM-333: Two actions related to Rancho Encantada Public Facilities Financing Plan and Facilities Benefit Assessment FY 2006.

(See City Manager Report CMR-05-075; Public Facilities Financing Plan and Facilities Benefit Assessment Fiscal Year 2006 Draft. Rancho Encantada Community Area. District 7.)

TODAY'S ACTIONS ARE:

Adopt the following resolutions:

Subitem-A: (R-2005-1096) ADOPTED AS RESOLUTION R-300504

Designating an area of benefit in Rancho Encantada and the boundaries thereof, confirming the description of Public Facilities Projects. the Community Financing Plan and Capital Improvement Program with respect to Public Facilities Projects, the method for apportioning the costs of the Public Facilities Projects among the parcels within the area of benefit and the amount of the Facilities Benefit Assessments charged to each such parcel, the basis and methodology for assessing and levying discretionary automatic annual increases in Facilities Benefit Assessments, and proceeding thereto, and ordering of proposed Public Facilities Projects in the matter of Rancho Encantada Public Facilities Benefit Assessment Area.

Subitem-B: (R-2005-1097) ADOPTED AS RESOLUTION R-300505

Approving the Development Impact Fee (DIF) schedule for properties within Rancho Encantada.

LAND USE AND HOUSING COMMITTEE'S RECOMMENDATION:
On 4/6/2005, LU&H voted 5-0 to approve the City Manager's recommendation. (Councilmembers Peters, Atkins, Young, Frye and Inzunza voted yea.)

Staff: Angela Abeyta – (619) 533-3674

FILE LOCATION: SUBITEMS A & B: STRT-FB 21 (33)

COUNCIL ACTION: (Time duration: 11:46 a.m. – 11:46 a.m.)

MOTION BY MADAFFER TO ADOPT. Second by Atkins. Passed by the following vote: Peters-not present, Zucchet-not present, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-not present, Mayor Murphy-yea.

ITEM-S500: Two actions related to Fiscal Year 2005 Year-End Financial Status and Budget Adjustments.

(See City Manager Report CMR-05-134.)

CITY MANAGER'S RECOMMENDATION:

Hold the first public hearing of the ordinance in Subitem A, and adopt the resolution in Subitem B:

Subitem-A: (O-2005-136) HEARING HELD

An Ordinance amending Ordinance No. O-19301 (New Series), as amended, entitled "An Ordinance Adopting The Annual Budget For The Fiscal Year 2004-2005 And Appropriating The Necessary Money To Operate The City Of San Diego For Said Fiscal Year" by amending Document No. O-19301, as amended and adopted therein, by authorizing certain year end adjustments including making additional appropriations and transfers that may be necessary to balance fund carryovers and expenditures/appropriations for Fiscal Year 2006.

NOTE: Today's action is the first public hearing.

Subitem-B: (R-2005-1205 Rev. 2) ADOPTED AS AMENDED AS RESOLUTION R-300510

Authorizing the City Auditor and Comptroller to:

1. Increase General Fund appropriations up to the amount of $1,229,877 from Revenues received in excess of estimates and/or expenditure savings, and increase Non-General Fund appropriations up to the amount of $672,638 from fund balance or reserves for the Risk Management Administration Fund deficit. The net amount necessary to cover Risk Management Administration Fund costs is $1,902,515.
2. Increase General Fund appropriations up to the amount of $16,572,000 utilizing revenues received in excess of estimates and various fund transfers.
3. Appropriate, transfer, and carryover within the General Fund certain sums between departments and programs, and between various other funds, as specified and set forth in this report.
4. Transfer General Fund monies between departments to offset projected department deficits and to the Allocated Reserve to fund projects that will not be completed in the current fiscal year.
5. Authorize the carryover of contractual service appropriations in Street Division to facilitate street and sidewalk repairs.

6. Authorize waived fees from the Buick Invitational 2002.
7. Authorize the carryover of available budget balances in Council Districts 1 through 8 in the amount of $696,556 to the Infrastructure Improvement Fund.
8. Authorize adjustment of the Fiscal Year 2006 allocation to Community Parking Districts within the Citywide Program Expenditures budget.
9. Authorize coverage of grant-ineligible overhead for grant-funded capital improvement projects utilizing capital outlay and increasing the capital improvement projects appropriation.
10. Increase the appropriation of contributing funds from appropriate available sources, and make any additional appropriation adjustments and fund transfers that may be necessary to reconcile revenues to expenditures not to exceed $100,000 above and beyond the aforementioned increases.

Aud. Cert. 2501053.

Staff: Lesley Hayes – (619) 236-6923
Mark D. Blake – Deputy City Attorney

FILE LOCATION: MEET

COUNCIL ACTION: (Time duration: 7:42 p.m. – 8:09 p.m.)

MOTION BY ZUCCHET TO HOLD THE FIRST PUBLIC HEARING IN SUBITEM A AND ADOPT THE RESOLUTION IN SUBITEM B AS AMENDED WITH DIRECTION TO PULL ITEM 6, THE WAIVED FEES FROM THE BUICK INVITIATION 2002, AND REPORT TO COUNCIL WITH MORE INFORMATION AND A PROPOSED ALTERNATIVE. ON ITEM 7, AFTER "COUNCIL DISTRICTS 1 THROUGH 8," INSERT THE WORDS "AND THE MAYOR'S OFFICE," AND ADD $50,000 TO THE $696,556 AMOUNT. Second by Atkins. Passed by the following vote: Peters-not present, Zucchet-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-not present, Mayor Murphy-yea.

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Murphy at 8:21 p.m. in honor of the memory of:

Sharon Basso as requested by Council Member Madaffer, and
Lt. Cmdr. Robert Brevard as requested by Assistant City Attorney Les Girard.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 8:18 p.m. – 8:21 p.m.)